



Atty. Dkt. No. 035905-0104

#11/ELE
4/11/3
Surles

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas H. LEE et al.
Title: DENSE ARRAYS AND CHARGE
STORAGE DEVICES, AND
METHODS FOR MAKING SAME
Appl. No.: 09/927,648
Filing Date: 08/13/2001
Examiner: B. Kebede
Art Unit: 2818

RECEIVED
APR - 3 2003
TC 2800 MAIL ROOM

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

Sir:

In response to the Restriction Requirement dated March 12, 2003, applicants hereby elect, with traverse, claims of Group I, drawn to a semiconductor device, classified in class 257, subclass 213+. The traverse is on the ground that Applicants request rejoinder of method claims of equal or narrower scope to any allowed device claim, as provided in MPEP § 821.04.

In response to the Election of Species Requirement, applicants hereby elect Species 11, claims 99-105, 424-429, 450, 456-466 and 475-482, drawn to a semiconductor device having a monolithic 3D array of charge storage devices.

Applicants respectfully request that claims 99-105, 424-429, 450, 456-466 and 475-482 be examined on the merits.

Applicants, of course, reserve the right to file a divisional application covering the subject matter of the non-elected claims. Receipt of the initial Office Action on the merits is awaited.

Respectfully submitted,

Date 4/2/03

By Leo - Radomsky

FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5143
Telephone: (202) 672-5300
Facsimile: (202) 672-5399

Leon Radomsky
Attorney for Applicant
Registration No. 43,445